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**Introduced by Senator Bates**

February 26, 2015

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An act to amend Section 1796.19 of the Health and Safety Code, relating to public health.

LEGISLATIVE COUNSEL'S DIGEST

SB 473, as introduced, Bates. Home care services.

The Home Care Services Consumer Protection Act, operative January 1, 2016, provides for the registration of home care aides. Existing law requires the State Department of Social Services to consider specified information when determining whether to approve a home care aide's registration application, including, among other things, evidence satisfactory to the department of the home care aide applicant's ability to comply with the act and the rules and regulations promulgated by the department under the act.

This bill would make technical, nonsubstantive changes to those provisions.

Vote: majority. Appropriation: no. Fiscal committee: no.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

1     SECTION 1. Section 1796.19 of the Health and Safety Code  
2     is amended to read:

3     1796.19. (a) The department shall consider, but is not limited  
4     to, to considering, all of the following when determining whether  
5     to approve a registration application:

6     (1) Evidence satisfactory to the department of the ability of the  
7     home care aide applicant applicant's ability to comply with this

1 chapter and the rules and regulations promulgated under this  
2 chapter by the department.

3 (2) Evidence satisfactory to the department that the home care  
4 aide applicant is of reputable and responsible character. The  
5 evidence shall include, but is not limited to, a review of the  
6 independent home care aide applicant's criminal offender record  
7 information pursuant to Section 1522.

8 (3) Any revocation or other disciplinary action taken, or in the  
9 process of being taken, related to the care of individuals against  
10 the home care aide applicant.

11 (4) Any other information that may be required by the  
12 department for the proper administration and enforcement of this  
13 chapter.

14 (b) Failure of the home care aide applicant to cooperate with  
15 the department in the completion of the Home Care Aide  
16 application shall result in the withdrawal of the registration  
17 application. "Failure to cooperate" means that the information  
18 described in this chapter and by any rules and regulations  
19 promulgated under this chapter has not been provided, or has not  
20 been provided in the form requested by the department, or both.